



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

BERNARD et al.

Group Art Unit: 1614

Serial No.: 09/763,616

Examiner: B. Kwon

Filed: May 16, 2001

For: THERAPEUTIC COMPOUNDS AND METHODS

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Official Action of August 12, 2002, in connection with the above-identified application. The period for response has been extended to expire on December 12, 2002 by the filing herewith of a Petition for a Three Month Extension of Time and payment of the required fee.

Please amend the above-identified application as follows.

IN THE CLAIMS:

Please cancel claims 1-12 and 36 and 39 from the application without prejudice or disclaimer.

Please replace claim 40 with the following amended claim 40.

B1

40(Amended). A method of treating or preventing a disease condition caused or exacerbated by an MPV comprising the administration of an effective amount of a compound capable of facilitating the disruption of a chelated metal cation domain of a protein encoded for by an MPV gene to a mammal in need thereof, wherein said compound is a compound identified as a compound useful in the treatment of a disease